

16-1466 JANUS V. AMERICAN FEDERATION

DECISION BELOW: 851 F.3d 746

LOWER COURT CASE NUMBER: 16-3638

QUESTION PRESENTED:

Twice in the past five years this Court has questioned its holding in *Abood v. Detroit Board of Education*, 431 U.S. 209 (1977) that it is constitutional for a government to force its employees to pay agency fees to an exclusive representative for speaking and contracting with the government over policies that affect their profession. See *Harris v. Quinn*, __U.S.__, __, 134 S. Ct. 2618, 2632-34 (2014); *Knox v. SEIU, Local 1000*, 567 U.S. 298, __, 132 S. Ct. 2277, 2289 (2012). Last term this Court split 4 to 4 on whether to overrule *Abood*. *Friedrichs v. Cal. Teachers Ass'n*, __U.S.__, 136 S. Ct. 1083 (2016).

This case presents the same question presented in *Friedrichs*: should *Abood* be overruled and public sector agency fee arrangements declared unconstitutional under the First Amendment?

CERT. GRANTED 9/28/2017